

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 6-9-03.

### I. DISPUTE

Whether there should be reimbursement for CPT code E1399 rendered from 3-24-03 to 4-27-03.

### II. FINDINGS

The respondent denied reimbursement based upon “ A – Preauthorization was required, but not requested for this service per TWCC Rule 134.600.”

### III. RATIONALE

DOS	CPT CODE	Billed	Paid	EOB Denial Code	MARS (Maximum Allowable Reimbursement)	Reference	Rationale
3-28-03	E1399	\$250.00	\$0.00	A	DOP	Rule 134.600(h)(11)	<p>Rule 134.600(h)(11) states, “all durable medical equipment (DME) in excess of \$500 per item (either purchase or expected cumulative rental)...”</p> <p>The requestor contends that, “Payment has been denied stating charges will exceed \$500.00 based on the previous month’s rental charges for the device and therefore require preauthorization. However, the previous month’s rental charge for this device was \$250.00. Since the denied charge is also \$250.00 charges do not exceed \$500.00.”</p> <p>The requestor is correct the rental charge did not exceed \$500.00; therefore, preauthorization was not required. Reimbursement of \$250.00 is recommended.</p>
TOTAL							The requestor is entitled to reimbursement of <b>\$250.00</b>

#### **IV. DECISION & ORDER**

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor **is** entitled to reimbursement for CPT code (E1399) in the amount of **\$ 250.00**. Pursuant to Sections 402.042, 413.016, 413.031, and 413.019 the Division hereby **ORDERS** the Respondent to remit **\$250.00** plus all accrued interest due at the time of payment to the Requestor within 20 days receipt of this Order.

The above Findings, Decision and Order are hereby issued this 16<sup>th</sup> day of April 2004.

Elizabeth Pickle  
Medical Dispute Resolution Officer  
Medical Review Division